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MICHAEL MARCUM
7

8 IN THE UNITED STATES DISTRICT COURT
9 EASTERN DISTRICT OF CALIFORNIA
10

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 MICHAEL MARCUM,

15 Defendant.
16

Case No. 1:22-cr-00164-NODJ-BAM

NOTICE OF INTENT TO FILE
SUPPLEMENTAL BRIEF AND
UNOPPOSED MOTION TO EXTEND
FILING DATE; ORDER

Hon. District Judge

17 On October 6, 2023, defendant Marcum filed a pro se motion seeking a sentence
18 reduction and compassionate release. (Doc. No. 48.) On October 10, 2023, the previously
19 assigned district judge issued an order appointing the Federal Defender's Office to represent
20 defendant and directing that office to file a supplement to defendant's pro se motion or a notice
21 that it did not intend to do so. (Doc. No. 49.) On January 10, 2024, after no supplement or notice
22 was filed within 60 days, the court again directed that the Federal Defender's Office to respond
23 to the court's October 10, 2023, order within 30 days. (Doc. No. 51.)

24 Assistant Federal Defender Eric Kersten has been assigned to represent Mr. Marcum and
25 hereby notifies the court that the Federal Defender's Office will be filing a supplement to
26 Mr. Marcum's pro se motion.

27 Undersigned counsel has determined that additional medical records are necessary to
28 properly supplement Mr. Marcum's motion and requests that the current filing date of

February 9, 2024, be extended by 14 days to allow those records to be obtained. The government shall have 30 days from the date of the FDO's filing to file an opposition to defendant's motion. Any reply shall be filed within 15 days of the filing of any opposition by the government.

Assistant United States Attorney Henry Carbajal has no objection to this request.

Respectfully submitted,

HEATHER E. WILLIAMS
Federal Defender


DATED: February 9, 2024,

By: /s/ Eric V. Kersten
ERIC V. KERSTEN
Assistant Federal Defender
Attorney for Defendant
MICHAEL MARCUM

ORDER

IT IS SO ORDERED.

DATED: February 12, 2024.



CHIEF UNITED STATES DISTRICT JUDGE